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Attorneys for the United States of America

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

DUANE JOHNSON,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

No. C 07-3563-EDL

**DECLARATION OF CYNTHIA
STIER IN SUPPORT OF UNITED
STATES' MOTION TO DISMISS**

**DATE: October 23, 2007
TIME: 9:00 a.m.
PLACE: 15th Floor, CR E**

DECLARATION OF CYNTHIA STIER

1. I am an Assistant United States Attorney for the Northern District of California, and in such capacity represent the defendant, the United States of America, in this action. I have personal knowledge of the facts set forth in this declaration and, if called upon to do so, could and would testify competently thereto.

2. I am assigned to the above-captioned case. In connection with that assignment, I was provided with the attached document from the Internal Revenue Service. The attached

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1 document is a letter from Steve Baker, dated August 30, 2007.

2 I declare under penalty of perjury that the foregoing is true and correct to the best of my
3 information and belief.

4
5 Dated: September 6, 2007

/s/ Cynthia Stier
CYNTHIA STIER



DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
Washington, DC 20224

SMALL BUSINESS / SELF-EMPLOYED DIVISION

Date: August 30, 2007

Internal Revenue Service
1201 Pacific, Ste 550
Tacoma, WA 98402
Phone#: 253-582-5961
Fax#: 253-582-6087

Area Number: 12

World Savings Bank
Summons Processing
1901 Harrison St.
Oakland, CA 94612

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Dear Sir or Madam,

This is to notify you that the Internal Revenue Service is withdrawing the summons served on World Savings Bank by certified mail on June 12, 2007 for information relating to a Deed of Trust filed with Duane Johnson.

I appreciate your help in this matter. If you have any questions or need more information, please contact me at the address or the telephone number listed above.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Baker".

Steve Baker
Revenue Officer
Employee ID#: 9106719